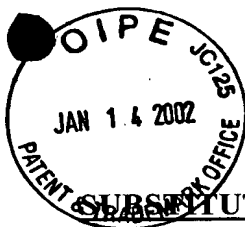


Immunex Corporation



RECEIVED
Docket No.: 2874-B
JAN 24 2002
TECH CENTER 1600/2900

SUBSTITUTE DECLARATION

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe that I am an original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHOD OF INHIBITING OSTEOCLAST ACTIVITY

the specification of which

☐ is attached hereto.

OR

☒ was filed on November 3, 2000 as United States Application No. 09/705,985.

I hereby state that I have reviewed and understand the contents of said specification, including the claims. I acknowledge the duty to disclose information that is known to me and material to patentability of the subject claimed invention in accordance with 37 C.F.R. §1.56.

☒ I hereby claim the benefit under 35 U.S.C. §120 of the United States application(s) and PCT international application(s) designating the United States that are listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) or PCT international application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. §1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application.

Application No.
PCT/US99/10588
USSN 08/996,139

Filed
May 13, 1999
December 22, 1997 (now US 6,017,729)

☒ I hereby claim the benefit under 35 U.S.C. §119(e) of the United States provisional patent application(s) listed below:

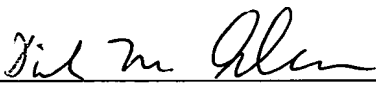
Application No.
60/085,487
60/110,836
60/064,671
60/077,181
60/059,978

Filed
May 14, 1998
December 3, 1998
October 14, 1997
March 7, 1997
December 23, 1996

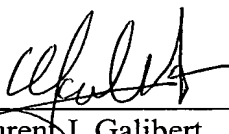
Immunex Corporation
Declaration

Docket No.: 2874-B

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature 
Inventor Dirk M. Anderson
Post Office 51 University Street
Address Seattle, Washington 98101
U.S.A.
Residence Seattle, Washington U.S.A.
Citizenship U.S.A.

Date Nov. 12, 2001

Signature 
Inventor Laurent J. Galibert
Post Office 51 University Street
Address Seattle, Washington 98101
U.S.A.
Residence Seattle, Washington U.S.A.
Citizenship French

Date 11/15/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:
Dirk M. Anderson
Laurent J. Galibert

Serial No: 09/705,985

Filed: November 3, 2000

For: METHOD OF INHIBITING OSTEOCLAST ACTIVITY



Docket No.: 2874-B

Group Art Unit: 1614

Examiner: Unknown

TECH CENTER 1600/2900

JAN 24 2002

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STATEMENT UNDER 37 C.F.R. 3.73(b) AND
POWER OF ATTORNEY BY ASSIGNEE

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

IMMUNEX CORPORATION (hereinafter "IMMUNEX"), a corporation of the State of Washington having a place of business at 51 University Street, Seattle, Washington 98101, is the assignee of the entire right, title, and interest in the above-identified U.S. patent application. Documentary evidence of a chain of title from the original owner(s) to Immunex is demonstrated by:

☒ the enclosed copy of an Assignment, the original of which is being filed for recordation by the United States Patent and Trademark Office.

OR

☐ the assignment recorded in the United States Patent and Trademark Office at Reel , Frame .

The undersigned, whose title is supplied below, is empowered to sign this statement on behalf of IMMUNEX.

IMMUNEX hereby appoints the registered practitioners at the following Customer Number to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:



22932

Immunex Corporation


Docket No. 2874-B

Statement Under 37 C.F.R. 3.73(b) and Power of Attorney by Assignee

Please send all correspondence and direct telephone calls to the above-identified Customer Number.

Respectfully submitted,

Date 12/10/01

By 
Michael K. Kirschner
Vice President, Intellectual Property

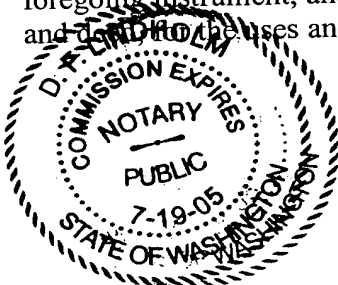
Enclosure: Copy of Assignment


WHEREAS, We, Dirk M. Anderson, residing at Seattle, Washington, 98107; and Laurent J. Galibert, residing at Seattle, Washington, 98115, have made an invention entitled "METHOD OF INHIBITING OSTEOCLAST ACTIVITY," for which U.S. Patent Application Serial No. 09/705,985 was filed on November 3, 2000;

NOW, THEREFORE, for sufficient, good and valuable consideration, the receipt of which is hereby acknowledged, we do hereby sell, assign, and transfer unto said ASSIGNEE our entire right and title to and interest in said application and said invention(s) and all U.S. and foreign applications and patents on said invention(s) to be held and enjoyed by ASSIGNEE as entirely as the same would have been held and enjoyed by us had this sale, assignment, and transfer not been made, and we do hereby further agree and promise to execute all instruments and render all such assistance as ASSIGNEE may request in order to make and prosecute any and all applications on said invention(s), to enforce any and all patents on said invention(s), and to confirm in ASSIGNEE legal title to said invention(s) and all applications and patents on said invention(s), all without charge to ASSIGNEE but at no expense to us.

Dirk M. Anderson
Dirk M. Anderson

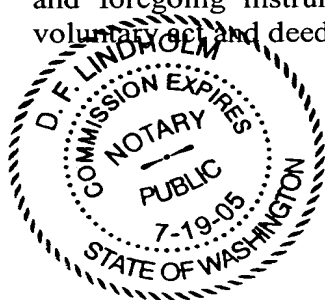
On this 12 day of November, 2001, personally appeared before me Dirk M. Anderson, to me known to be the individual named above who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.





D. F. Lindholm
Notary Public in and for the State of Washington.
My appointment expires July 19, 2005.


Laurent J. Galibert

On this 15 day of November, 2001, personally appeared before me Laurent J. Galibert, to me known to be the individual named above who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.




D. F. Lindholm
Notary Public in and for the State of Washington.
My appointment expires July 19, 2005.